

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE**

**IN RE: AME CHURCH EMPLOYEE)
RETIREMENT FUND LITIGATION)
)**

MDL NO: 3035

**PLAINTIFFS' MOTION FOR STATUS CONFERENCE & REQUEST TO STAY
ALL DEADLINES UNTIL THE STATUS CONFERENCE**

Plaintiffs Rev. Pearce Ewing and Rev. Charles R. Jackson ("Plaintiffs") hereby move this Court, pursuant to Federal Rule of Civil Procedure 16(a), to convene a status conference at the Court's earliest convenience to address some initial matters in this litigation now that the Judicial Panel on Multidistrict Litigation (JPML) has consolidated all related cases into this Multi-District Litigation (MDL). Additionally, in the interests of judicial economy and a more orderly pleading stage, Plaintiffs ask the Court to consider staying all deadlines until a schedule can be established for the filing of consolidated pleadings and responses.

At an initial status conference, Plaintiffs suggest that the Court address at least the following matters: (1) Plaintiffs leadership structure; (2) a schedule for Plaintiffs to file a consolidated complaint, Defendants' responses to same, and a Rule 26(f) conference; (3) why the AME Church has, on its own initiative, mailed checks from Symetra Financial to named-Plaintiffs that indicate the payment as a "full surrender disbursement"; and (4) any further issues which the Court deems appropriate in this case. In support of this request, Plaintiffs state the following:

1. On March 22, 2022, Rev. Ewing filed a complaint against Newport Group, Inc. and others arising from the AME Church's announcement that it had uncovered "financial irregularities" in its retirement fund. It ultimately announced that at least \$90,000,000 appeared to be missing.

2. Five other lawsuits were subsequently filed in various jurisdictions, including the lawsuit by Rev. Charles R. Jackson.

3. Plaintiff Ewing filed a motion on April 2, 2022 under 14 U.S.C. § 1407 to have those cases consolidated into an MDL and transferred to the Western District of Tennessee for coordinated pre-trial proceedings.

4. That motion was granted by the JPML on June 2, 2022, creating this MDL.

5. Plaintiffs Rev. Ewing and Rev. Jackson respectfully submit that all Parties would benefit from a status conference to discuss: (1) Plaintiffs leadership structure; (2) a schedule moving forward (particularly with respect to the filing of a consolidated amended complaint, responses thereto, the filing of any additional third-party claims, and initiating discovery); (3) why the AME Church has, on its own initiative, mailed checks from Symetra Financial to named-Plaintiffs that indicate the payment as a “full surrender disbursement”; and (4) any other matters that the Court deems appropriate. Rev. Ewing and Rev. Jackson request that such a conference occur at the Court’s earliest convenience.

6. The undersigned conferred with counsel for Newport Group, Symetra, AME Church, and Dr. Harris, who have all stated that they do not object to Plaintiffs moving for a status conference. Counsel for all other plaintiffs have also indicated their support.

Dated June 22, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, J. Gerard Stranch, IV, hereby certify that on June 22, 2022, a copy of the foregoing was electronically filed with the Clerk of the Court using the Court's CM/ECF system, which will send notification of the filing to the following:

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